

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

<b>Commander KENNETH J. WHITWELL, U.S.</b>	:	
<b>Navy,</b>	:	
	:	
<b>Plaintiff,</b>	:	
	:	
<b>v.</b>	:	<b>C.A.No. 05-796 (SLR)</b>
	:	
<b>Rev. EDWARD SMITH, individually and in his</b>	:	
<b>official capacity,</b>	:	
	:	
<b>Defendant.</b>	:	
	:	
	:	
	:	
	:	

**PRAECIPE FOR WRIT OF ATTACHMENT FIERI FACIAS**

**TO THE CLERK:**

PLEASE ISSUE AMENDED WRIT OF ATTACHMENT FIERI FACIAS in the above matter, directed to the United States Marshal for the District of Delaware, to be served on The Norbertine Fathers of Delaware, Inc., 1269 Bayview Road, Middletown, Delaware, 19709 to attach wages, salaries, commissions or any other form of payment for labor or services belonging or owing to Edward J. Smith to satisfy a debt owed to the above named plaintiff by the defendant in the amount of \$41,000,000. according to the judgment of the District Court of Delaware, case number 05-796 (SLR).

Amount Due	\$ <u>41,000,000.</u>
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**THE NEUBERGER FIRM, P.A.**

/s/ Thomas S. Neuberger

**THOMAS S. NEUBERGER, ESQ.**

**STEPHEN J. NEUBERGER, ESQ.**

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Date: August 28, 2007

Whitwell, Ken\Execution\Related Pleadings\Smith\ Praeclipe For Amended Writ of Attachment- Wages.wpd